

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

MARJORIE FERRELL, et al.,)	Civil Action No. C-1-01-447
)	
Plaintiffs,)	Judge Sandra S. Beckwith
)	Magistrate Judge Timothy S. Hogan
v.)	
)	
WYETH-AYERST LABORATORIES,)	
INC., et al.,)	
)	
Defendants.)	
)	

**NOTICE OF ADDITIONAL SUBCLASS REPRESENTATIVES
IN ACCORDANCE WITH ORDER OF FEBRUARY 2, 2005**

Plaintiffs, by their counsel, hereby identify additional subclass representatives in accordance with the Court's order of February 2, 2005 [Doc. No. 118].

1. For Subclass 1 (*i.e.*, individual consumers in the states of Arizona, Iowa, Kansas, Maine, Michigan, Minnesota, Mississippi, New Mexico, North Carolina, North Dakota, South Dakota, Tennessee, West Virginia and Wisconsin):

- a. Mary D. Duda, a resident of the State of New Mexico; and
- b. Mary Seaworth, a resident of the State of North Dakota.

2. For Subclass 5 (*i.e.*, consumers in the state of Nevada):

As of this date, no consumer representative from the state of Nevada has been identified.

3. For Subclass 6 (*i.e.*, third-party payors in the state of Nevada):

Plaintiff United Food and Commercial Workers Unions and Employers Midwest Health Benefits Fund (“UFCW”), located in Cook County, Illinois, is an “employee welfare benefit plan” and “employee benefit plan” maintained pursuant to Section 302(c)(5) of the Labor Management Relations Act, 29 U.S. C. § 186(c)(5), and as defined by section

1002(1) and (3) of the Employee Retirement Income Security Act, 29 U.S. C. § 1001, *et seq.* UFCW paid for Premarin used by its members in the state of Nevada.

Dated: March 4, 2005

Respectfully submitted,

By: /s/ Joseph E. Conley, Jr.
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CERTIFICATE OF SERVICE

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